

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BLACKBIRD TECH LLC d/b/a	)	
BLACKBIRD TECHNOLOGIES,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 17-283-MSG
	)	
CLOUDFLARE, INC.,	)	<b>DEMAND FOR JURY TRIAL</b>
	)	
Defendant.	)	

**CLOUDFLARE’S MOTION FOR JUDGMENT ON THE PLEADINGS**  
**UNDER 35 U.S.C. § 101**

Cloudflare moves for judgment on the pleadings under Federal Rule of Civil Procedure 12(c) and 35 U.S.C. § 101. The grounds for this motion are set forth in the opening brief filed contemporaneously herewith.

OF COUNSEL:  
Steven Callahan  
Anthony M. Garza  
Grayson Cassada  
CHARHON CALLAHAN ROBSON  
& GARZA, PLLC  
3333 Lee Parkway, Suite 460  
Dallas, TX 75219  
(469) 587-7242

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/s/ Jeffrey T. Castellano  
Jeffrey T. Castellano (No. 4837)  
Andrew E. Russell (No. 5382)  
SHAW KELLER LLP  
I.M. Pei Building  
1105 North Market Street, 12th Floor  
Wilmington, DE 19801  
(302) 298-0700  
jcastellano@shawkeller.com  
arussell@shawkeller.com  
*Attorneys for Defendant Cloudeflare, Inc.*

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**[PROPOSED] ORDER GRANTING CLOUDFLARE’S MOTION FOR JUDGMENT  
ON THE PLEADINGS UNDER 35 U.S.C. § 101**

Before the Court is Cloudflare’s Motion for Judgment on the Pleadings under 35 U.S.C. § 101. After careful consideration, the Motion is **GRANTED**. The Court **GRANTS** judgment for Cloudflare that U.S. Patent No. 6,453,335 is invalid for failure to satisfy 35 U.S.C. § 101. Blackbird’s patent-infringement claims against Cloudflare are **DISMISSED WITH PREJUDICE**.

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United States District Court Judge